

April 24, 2014

EDWARD J. EMMONS, CLERK

U.S. BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

MARLENE G. WEINSTEIN, ESQ.
 Attorney Bar No. 079429
 LAW OFFICE OF
 MARLENE G. WEINSTEIN
 1350 Treat Blvd., Ste. 420
 Walnut Creek, CA 94597
 Telephone: (925) 472-0800

Attorney for Trustee
 KARI SILVA BOWYER

The following constitutes the
 Order of the Court. Signed

Arthur S. Weissbrodt

HON. ARTHUR S. WEISSBRODT
 United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

In re

THUAN-VU D HO,

Debtor.

KARI SILVA BOWYER, Trustee of
 the Bankruptcy Estate of
 Thuan-Vu D Ho,

Plaintiff,

vs.

LUU PHUONG NGUYEN aka
 LUUPHUONG NGUYEN, BAO QUOC
 NGUYEN and MINH DUC T. LUU,

Defendants.

Case No. 14-50354 ASW-7
 Chapter 7

ADVERSARY PROCEEDING
 NO. 14-05039

ORDER FOR FURTHER HEARING AND
 GRANTING PRELIMINARY INJUNCTION

Date: May 22, 2014

Time: 2:15 p.m.

Place: 280 South First St.
 San Jose, California
 Courtroom 3020

Judge: Hon. Arthur S. Weissbrodt

The hearing on the Ex Parte Application For Order Granting
 Temporary Restraining Order and preliminary injunction ("the
 Application") filed by Plaintiff, KARI SILVA BOWYER, duly appointed

Order Granting Preliminary
 Injunction and Setting Hearing

1 trustee of the estate of Thuan-Vu D Ho, for a preliminary injunction
2 enjoining and restraining the above-named Defendants from taking any
3 action to transfer, hypothecate or otherwise use or distribute any of
4 the remaining proceeds from the April 4, 2014 sale of the real property
5 located at 3482 Lapridge Lane, San Jose, California ("the Lapridge
6 Property") pending resolution of the above-captioned adversary
7 proceeding, came on for hearing on April 23, 2014, at 2:45 a.m. in the
8 above-entitled court before the Honorable Arthur S. Weissbrodt.
9 Plaintiff appeared by and through her attorney of record, Marlene G.
10 Weinstein. There were no other appearances.
11

12 The court having read and considered the pleadings in support of the
13 application, having heard oral argument of counsel, for the reasons
14 articulated on the record, and good cause appearing therefor,
15

16 **IT IS HEREBY ORDERED** that defendants, Luu Phuong Nguyen aka
17 Luuphuong Nguyen, Bao Quoc Nguyen and Minhduc T. Luu shall be and hereby
18 are restrained and enjoined from taking any action to transfer,
19 hypothecate or otherwise use or distribute any of the remaining proceeds
20 from the April 4, 2014 sale of the Lapridge Property including, but not
21 limited to, any and all of said proceeds of sale remaining in the
22 possession and control of defendant, Luu Phuong Nguyen aka Luuphuong
23 Nguyen, as well as any and all funds transferred to defendants, Bao Quoc
24 Nguyen and Minhduc T. Luu, through and including May 31, 2014.
25

26 ///

27 ///

28 ///

Order Granting Preliminary
Injunction and Setting Hearing

1 **IT IS HEREBY FURTHER ORDERED** that a hearing on Plaintiff's
2 Application for a preliminary injunction will be held on Thursday, May
3 22, 2014, at 2:15 p.m., or as soon thereafter as the matter may be heard,
4 in the courtroom of the Honorable Arthur S. Weissbrodt, of the United
5 States Bankruptcy Court, located at 280 South First Street, San Jose,
6 California 95113, at which time defendants, Luu Phuong Nguyen aka
7 Luuphuong Nguyen, Bao Quoc Nguyen and Minhduc T. Luu Plaintiff 94612, are
8 noticed to appear and then and there show case, if any they have, why a
9 preliminary injunction should not be issued.

10
11 **IT IS FURTHER HEREBY ORDERED** that Plaintiff shall serve a copy of
12 the within order together to each of the above-named defendants, on or
13 before April 25, 2014, in the following manner(s):

- 14 1. By first class mail to all defendants;
- 15 2. By express mail to all defendants; and,
- 16 3. By email to Luu Phuong Nguyen.

17
18 ** END OF ORDER **
19
20
21
22
23
24
25
26
27
28

COURT SERVICE LIST

Thuan Vu-D Ho
2600 Senter Road
Space 137
San Jose, CA 95111

Luu Phuong Nguyen
1632 South White Road
San Jose, CA 95127

Bao Quoc Nguyen
1632 South White Road
San Jose, CA 95127

Minhduc T. Luu
1632 South White Road
San Jose, CA 95127